



Attorney Docket No.: 320400-00004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lipscomb *et al.*)
Application No.: 10/617,477)
Title: Game Table With Integral Lighting)
System)
Filing Date: July 11, 2003)
Group Art Unit: 3712)
Examiner: Collins, Dolores R.)

Petition to Make Special
(37 CFR §1.102 and MPEP §708.02)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby petitions under 37 CFR §1.102 and MPEP §708.02 to make the above-identified application special based on actual infringement of the pending claims in the above-identified patent application. Accompanying this Petition are the following:

- Declaration by John S. Paniaguas in Support of Petition to Make Special Because of Actual Infringement;
- Information Disclosure Statement;
- Form 1449; and
- Petition Fee.

Remarks

In accordance with MPEP §708-02, VIII, Applicant submits the following.

(A) Petition Fee

A check in the amount of \$130.00 as required under 37 CFR §1.17(h) is enclosed. Should it be determined that additional fees are required, the United States Patent and Trademark Office is hereby authorized to charge Deposit Account No. 50-1214 of the undersigned.

(B) Pre-Examination Search

The Applicant's attorneys discovered the following patents by way of an electronic database search.

5,451,054
4,719,545
6,016,389
6,435,698
US 2002/0123377
WO 02/32518 A1

In addition to the electronic database search, the following patents were discovered by a professional search firm.

3,802,708
3,926,439
5,653,640
5,791,758
5,876,262

(C) Copies of References

Pursuant to the Notice in the Official Gazette dated August 5, 2003, except for WO 02/32518 A1, copies of the balance of the references are not being submitted with the Information Disclosure Statement filed concurrently herewith, since the application is being filed after June 30, 2003 and the balance of the references consist of U.S. issued patents and a published U.S. patent application.

(D) Summary of the Invention


The present invention relates to a game table, for use in a poker game, for example, which includes an integral lighting system .

In support of the Petition to Make Special, the above-identified application, attached herewith is a Declaration by John S. Paniaguas in Support of Petition to Make Special. It is respectfully submitted that this declaration provide a sufficient showing of infringement as required as MPEP §708.02 II to support a favorable decision to make the above-identified application special.

Conclusion

Applicant respectfully submits that the Petition to Make Special together with the Declaration, Information Disclosure Statement, PTO Form 1449 and Petition Fee satisfy the requirements of 37 CFR §1.102 and MPEP §708.02 to make the above-identified application special. The Commissioner is hereby authorized to charge any additional fees which may be required by this petition to Deposit Account No. 50-1214.

Katten Muchin Zavis Rosenman

By: 
John S. Paniaguas
Registration No. 31,051

Date: 12 Aug 2004

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